

continue the following sentencing hearings set for the following dates and times: 1 2 Rosalio Alcantar, February 4, 2013, 10 am 3 Patrick Bergsrud, February 7, 2013, 10:30 am 4 Robert Bolten, February 4, 2013, 10:30 am 5 Glenn Brown, February 4, 2013, 11 am 6 Paul Citelli, February 8, 2013, 10:30 am Michelle DeLuca, February 5, 2013, 10 am 7 8 Charles Hawkins, February 5, 2013, 10:30 am 9 Sami Hindiyeh, February 6, 2013, 10 am 10 Brian Jones, February 6, 2013, 10:30 am 11 Lisa Kim, February 6, 2013, 10 am 12 Morris Mattingly, February 7, 2013, 10 am 13 Arnold Myers, February 7, 2013, 11 am 14 Anthony Wilson, February 8, 2013, 10 am 15 Jeanne Winkler, February 8, 2013, 10:30 am 16 The parties respectfully request this Honorable Court to continue these Sentencing 17 Hearings until at least August 1, 2013 to allow time for the defendants to complete their 18 cooperation or, in the alternative, to continue the Sentencing Hearings and set a status conference 19 within 6 months to report to the Court on the on-going investigation and the defendants' 20 cooperation in connection with the investigation. 21 This is the first request to continue these Sentencing Hearings. Pursuant to General Order No. 2007-04, this Stipulation is entered into for the following 22 23 reasons: 24 1. The defendants have entered plea agreements with the United States that require the 25 defendants to cooperate with the United States in connection with its on-going investigation of a 26 fraudulent scheme involving Las Vegas Home Owners Associations. The defendants have begun

7. The United States also requests an order to exclude the additional time requested by this continuance in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(I) and 3161(h)(7)(B)(iv). DATED this 12<sup>th</sup> day of December 2012. Respectfully submitted, **DENIS J. MCINERNEY** Chief United States Department of Justice Criminal Division, Fraud Section /s/ Thomas B.W. Hall THOMAS B.W. HALL Trial Attorney 

1	UNITED STATES DISTRICT COURT		
2	DISTRICT OF NEVADA		
3	-000-		
4	UNITED STATES OF AMERICA, )		
5	Plaintiff, ) 2:12-cr-113-JCM-VCF		
6	v. )		
7	) <u>ORDER: UNOPPOSED</u> ) <u>MOTION TO CONTINUE SENTENCING</u>		
8	ROSALIO ALCANTAR ) PATRICK BERGSRUD ) ROBERT BOLTEN )		
9	GLENN BROWN ) PAUL CITELI ) MICHELLE DELUCA )		
11	CHARLES HAWKINS ) SAMI HINDIYEH )		
12	BRIAN JONES ) LISA KIM )		
13	MORRIS MATTINGLY ) ARNOLD MEYERS )		
14	ANTHONY WILSON ) JEANNE WINKLER )		
15	) )		
16	Defendants. )		
17			
18	FINDINGS OF FACT		
19	Based on the Government's pending Unopposed Motion to Continue Sentencing, and		
20	good cause appearing therefore, the Court hereby finds that:		
21	1. The parties are in agreement to continue the Sentencing dates as presently scheduled.		
22	2. This Court is convinced that an adequate showing has been made that to deny this		
23	request for continuance, taking into account the exercise of due diligence, would deny the United		
24	States sufficient time to be able to effectively prepare for the co-conspirator and target trials and		
25	would bar the defendants from the opportunity to cooperate and potentially receive downward		
26	departures at the time of sentencing. This decision is based on the following findings:		

1	1 • Mich	nelle DeLuca, August 28, 2013, at 10:00 a.m.
2	2 • Char	les Hawkins, August 28, 2013, at 10:30 a.m.
3	Sami	Hindiyeh, August 28, 2013, at 11:00 a.m.
4	• Brian	Jones, August 28, 2013, at 1:30 p.m.
5	5 • Lisa	Kim, August 28, 2013, at 2:00 p.m.
6	• Morr	ris Mattingly, August 29, 2013, at 9:30 a.m.
7	7 • Arno	old Myers, August 29, 2013, at 10:00 a.m.
8	8 • Anth	ony Wilson, August 29, 2013, at 10:30 a.m.
9	9 • Jeann	ne Winkler, August 29, 2013, at 11:00 a.m.
10	O	
11	1 DAT	ED December 19, 2012.
12	2	
13	3	
14	4	LINETED CTATES DISTRICT HIDGE
15	5	UNITED STATES DISTRICT JUDGE
16	6	
17	7	
18	8	
19	9	
20	O	
21	1	
22	2	
23	3	
24	4	
25	5	